

## Nays—3

Brooks                      Schwartz  
Parkhouse

## Absent

Connally                      Hazlewood

## House Bill 87 on Second Reading

On motion of Senator Hall and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading (the bill having been submitted as an emergency by the Governor.)

H. B. No. 87, A bill to be entitled "An Act making supplemental appropriations to the Water Development Board, to the Coordinating Board, Texas College and University System, and to the Attorney General's Office; repealing laws in conflict; and declaring an emergency."

The bill was read second time.

Senator Blanchard offered the following amendment to the bill:

Amend H. B. No. 87 by deleting Section 4 therefrom and renumbering succeeding Sections accordingly.

BLANCHARD  
STRONG

The amendment was read.

Question—Shall the amendment by Senators Blanchard and Strong to H. B. No. 87 be adopted?

**Congratulatory and Welcome  
Resolutions**

S. R. No. 98—By Senator Reagan: Extending congratulations to Mr. and Mrs. Fred Quaile of Corpus Christi on their Golden Wedding Anniversary.

S. R. No. 99—By Senator Aikin: Extending welcome to Miss Linda Deweese of Paris.

S. R. No. 100—By Senator Moore: Extending welcome to students of Colbert High School of Dayton and their teachers and sponsors.

S. R. No. 101—By Senator Connally: Extending welcome to students of Austwell-Tivoli High School of Tivoli.

## Adjournment

On motion of Senator Strong the Senate at 11:40 o'clock a.m. adjourned until 10:30 o'clock a.m. tomorrow.

## APPENDIX

## Sent to the Governor

February 8, 1967

S. C. R. No. 15

S. C. R. No. 16

S. C. R. No. 17

## EIGHTEENTH DAY

(Thursday, February 9, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

## Reports of Standing Committees

Senator Hardeman submitted the following reports:

Austin, Texas,  
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 21, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 47, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 178, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 99, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Senator Cole submitted the following reports:

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 39, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 62, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 71, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 72, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 81, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 85, have had the same under consideration, and I am instructed to report it back to the

Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,  
February 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 87, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

#### Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 23, A bill to be entitled "An Act amending Article 8274, Revised Civil Statutes of Texas, 1925, as amended, to increase the rate of pilotage; and declaring an emergency."

#### Senate Bills and Resolution on First Reading

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

By Senator Connally:

S. B. No. 198, A bill to be entitled "An Act relating to the acquisition of an international toll bridge by a city or town; amending Section 1, Chapter 258, Acts of the 49th Legislature, 1945, as amended (Article 1015g, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Connally:

S. B. No. 199, A bill to be entitled "An Act amending Article 11.19 of the Insurance Code of the State of Texas, same being Acts of 1951, 52nd Legislature, Regular Session, Chapter 491, Page 868, as amended, codified as the Insurance Code, Vernon's Texas Civil Statutes, so as to add reference to Articles 11.20 and 11.21 of such Code; to amend such Code so as to add Article 11.20 thereto so as therein to enable mergers and consolidations of mutual life insurance companies, to prescribe the procedures to be followed for and the conditions to

effectuation of such mergers and consolidations, and the effect of mergers and consolidations of such companies; to amend such Code so as to add Article 11.21 thereto so as to enable and prescribe certain conditions to total reinsurance agreements between domestic mutual life insurance companies and any other life insurance companies; providing for a severability clause; providing for repeal of laws in conflict to the extent of such conflict only; and declaring an emergency."

To the Committee on Insurance.

By Senator Aikin:

S. B. No. 200, A bill to be entitled "An Act making supplemental appropriation to the Comptroller of Public Accounts, repealing laws in conflict; and declaring an emergency."

To the Committee on Finance.

By Senator Hightower:

S. B. No. 201, A bill to be entitled "An Act to amend the Insurance Code of Texas, as amended, by adding a new article designated as Article 3.72; to authorize the issuance of contracts of insurance on a variable annuity basis subject to rules and regulations of the State Board of Insurance; to provide for the investment of amounts allocated to one or more separate accounts, and the valuation of assets therein; to require essential features of contract to be stated therein; to require special contract provisions; to provide formula for determining reserve liability; to prohibit illustrations of benefits involving projections of past investment experience; requiring the State Board of Insurance to consider qualifications of companies; to permit amendment of characters pertaining to voting rights for separate account contract owners; authorizing and directing the State Board of Insurance to promulgate rules and regulations; to provide that such act is cumulative and severable; and declaring an emergency."

To the Committee on Insurance.

By Senator Harrington:

S. B. No. 202, A bill to be entitled "An Act relating to cigarette tax stamps and the sale of stamps to distributors by the treasurer, amending Subsection (2), Article 7.08, Title 122A, Taxation — General, Revised

Civil Statutes of Texas, 1925; and declaring an emergency."

To the Committee on State Affairs.

By Senator Watson:

S. B. No. 203, A bill to be entitled "An Act fixing the minimum compensation of county attorneys (compensated on a salary basis) performing the duties of district attorney; providing for certain payments by the State of Texas into the Officers Salary Fund of each county covered by the provisions of this Act; providing a repealing clause; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senators Herring and Cole:

S. B. No. 204, A bill to be entitled "An Act to establish the Texas Water Quality Board, prescribe its powers, duties, functions, and procedures and to provide for the establishment and control of the quality of the waters in the state and the control, prevention, and abatement of pollution; validating previous actions of the Texas Water Pollution Control Board; providing penalties; repealing Chapter 42, Acts of the 57th Legislature, 1st Called Session, 1961, as amended (Article 7621d, Vernon's Texas Civil Statutes), and repealing certain other laws to the extent of conflict; providing for severability; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Herring:

S. B. No. 205, A bill to be entitled "An Act relating to the State Judicial Qualifications Commission providing for the operation and procedure of the commission; providing for severability; and declaring an emergency."

To the Committee on Legislative, Congressional and Judicial Districts.

By Senator Parkhouse:

S. B. No. 206, A bill to be entitled "An Act repealing Article 1220, Penal Code of Texas, 1925, relating to adultery as justification for homicide committed by the husband upon one taken in the act of adultery with the wife; providing a saving clause; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Hazlewood:

S. B. No. 207, A bill to be entitled "An Act relating to the admission of patients at hospitals operated by The University of Texas System; providing for rules and regulations; providing a repealing clause; and declaring an emergency."

To the Committee on Education.

By Senator Kennard:

S. B. No. 208, A bill to be entitled "An Act creating and establishing a Department of Labor of the State of Texas and transferring to that Department duties and functions of the Bureau of Labor Statistics and its Commissioner and making provisions for the assumption of such duties and responsibilities by the Commissioner of the Department, and creating divisions within the Department to administer and enforce existing laws as specified; transferring certain powers, duties and functions heretofore vested in the Commissioner of the Bureau of Labor Statistics by Articles 5677, 5678 and 5679 to the Commissioner of Agriculture; repealing conflicting laws; providing severability, establishing an effective date of the Act, and declaring an emergency."

To the Committee on Labor and Management Relations.

By Senator Kennard and Creighton:

S. B. No. 209, A bill to be entitled "An Act relating to the definition of the term 'actual places of religious worship'; amending Article 7150, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

To the Committee on Jurisprudence.

By Senators Brooks, Jordan, Schwartz, Cole and Grover:

S. B. No. 210, A bill to be entitled "An Act relating to municipal pension systems in certain cities in the state; amending Chapter 358, Acts of the 50th Legislature, 1947, as amended (Article 6243g, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Mauzy:

S. J. R. No. 15, Proposing an amendment to the Constitution of the State of Texas so as to make it

mandatory that a Sheriff and a County Tax Assessor-Collector shall be elected in each county in the State of Texas at the General Election in November, 1968; providing further that if a majority of the voters voting in such election shall approve of adding a Sheriff and Tax Assessor-Collector in each county, then such officials so elected at the General Election in November, 1968, shall serve for the constitutional terms of office provided for Sheriffs and Tax Assessor-Collectors.

To the Committee on Constitutional Amendments.

#### Senate Resolution 103

Senator Ratliff offered the following resolution:

Whereas, The Senate of Texas is honored by the presence of Marnie Johnson, Pattie Munyon, Ti Buckman, Anita Ground, Rod Perala, John Austin, Rick Lane and Bob Horner, known as the "New Folk".

Whereas, This group are students at the University of Minnesota and the University of Colorado who have taken one year out from their studies to make a national concert tour.

Whereas, They are staff members of Campus Crusade for Christ International who are currently on a concert tour of campuses in the United States and Canada.

Whereas, They represent a unique approach to restimulating the thinking of college men and women along spiritual lines. They will present a concert Thursday, February 9, 1967, at 8:00 p.m. at the Municipal Auditorium, and their visit here is sponsored by the Campus Crusade for Christ on the University of Texas Campus.

Whereas, The "New Folk" are accompanied by Randy and Gail Russ, who are their manager and secretary, who are graduates of the University of Minnesota, and by Jon Buell, Director of Campus Crusade at the University of Texas, and by Nancy Nedelco and Gary Gray, staff representatives of Campus Crusade for Christ.

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Ratliff by unanimous consent presented the guests to the Members of the Senate.

#### Senate Resolution 104

Senator Hightower offered the following resolution:

Whereas, B. Downey Grover, who is now 5 years of age, is the son of our esteemed colleague, the Honorable Henry Grover and his gracious wife, Kay; and

Whereas, B. Downey Grover has exhibited evidence of having inherited the many fine qualities of his beloved parents; and

Whereas, The Members of the 60th Senate of Texas desire to proclaim their admiration and love for this fine young man by bestowing honor and recognition upon him; now, therefore, be it

Resolved, That B. Downey Grover be designated as "Mascot" of the Senate of the 60th Legislature and that his photograph be placed on the panel picture with the Members of the 60th Senate; and be it further

Resolved, That copies of this Resolution be presented to him and his parents as a memento of this honor, and that best wishes be extended to him for health, happiness and success throughout his entire life.

The resolution was read and was adopted.

#### Senate Resolution 105

Senator Hightower offered the following resolution:

Whereas, Catherine Anne Mauzy of Dallas County, Texas was born November 16, 1960, the daughter of the Honorable and Mrs. Oscar Mauzy; and

Whereas, Her father is a distinguished Member of this Senate, and her mother is his charming and gracious helpmate; and

Whereas, Catherine Anne Mauzy is of charming personality and possessed of queenly qualifications, which endear her to the Members of this Senate; and

Whereas, It is the desire of this

body to name her a "Sweetheart" of the Senate, and that her photograph be included in the panel picture of the Senate; now, therefore, be it

Resolved, That Catherine Anne Mauzy be and she is hereby named "Sweetheart" of the Senate of Texas, and that her photograph be placed on the panel of the Senate.

The resolution was read and was adopted.

#### Senate Resolution 106

Senator Hightower offered the following resolution:

Whereas, Pamela Kay Connally of Wilson County, Texas was born on December 3, 1959, the daughter of the Honorable and Mrs. Wayne Connally; and

Whereas, Her father is a distinguished Member of this Senate, and her mother is his charming and gracious helpmate; and

Whereas, Pamela Kay Connally is of charming personality and possessed of queenly qualifications, which endear her to the Members of this Senate; and

Whereas, It is the desire of this body to name her a "sweetheart" of the Senate, and that her photograph be included in the panel picture of the Senate; now, therefore, be it

Resolved, That Pamela Kay Connally be and she is hereby named a "Sweetheart" of the Senate of Texas, and that her photograph be placed on the panel of the Senate.

The resolution was read and was adopted.

#### Senate Resolution 107

Senator Hightower offered the following resolution:

Whereas, Richard Cyril Bernal, who is now 9 years of age, is the son of our esteemed colleague, the Honorable Joe J. Bernal and his gracious wife, Mary Esther; and

Whereas, Richard Cyril Bernal has exhibited evidence of having inherited the many fine qualities of his beloved parents; and

Whereas, The Members of the 60th Senate of Texas desire to proclaim their admiration and love for this fine young man by bestowing honor and recognition upon him; now, therefore, be it

Resolved, That Richard Cyril Bernal be designated as "Mascot" of the Senate of the 60th Legislature and that his photograph be placed on the panel picture with the Members of the 60th Senate; and be it further

Resolved, That copies of this Resolution be presented to him and his parents as a memento of this honor, and that best wishes be extended to him for health, happiness, and success throughout his entire life.

The resolution was read and was adopted.

#### Senate Resolution 108

Senator Hightower offered the following resolution:

Whereas, Patrick Charles Bernal, who is now 8 years of age, is the son of our esteemed colleague, the Honorable Joe J. Bernal and his gracious wife, Mary Esther; and

Whereas, Patrick Charles Bernal has exhibited evidence of having inherited the many fine qualities of his beloved parents; and

Whereas, The Members of the 60th Senate of Texas desire to proclaim their admiration and love for the fine young man by bestowing honor and recognition upon him; now, therefore, be it

Resolved, That Patrick Charles Bernal be designated as "Mascot" of the Senate of the 60th Legislature and that his photograph be placed on the panel picture with the Members of the 60th Senate; and be it further

Resolved, That copies of this Resolution be presented to him and his parents as a memento of this honor, and that best wishes be extended to him for health, happiness, and success throughout his entire life.

The resolution was read and was adopted.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 18, In memory of Frank M. Wood.

S. C. R. No. 20, Commending Mrs. Peggy Ramsay, National Commander, Ladies Auxiliary, Disabled American Veterans on her dedicated service.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Resolution 109

Senator Hightower offered the following resolution:

Whereas, Wyatt Jay Connally, who is now 10 years of age, is the son of our esteemed colleague, the Honorable Wayne Connally and his gracious wife, Kay; and

Whereas, Wyatt Jay Connally has exhibited evidence of having inherited the many fine qualities of his beloved parents; and

Whereas, The Members of the 60th Senate of Texas desire to proclaim their admiration and love for this fine young man by bestowing honor and recognition upon him; now, therefore, be it

Resolved, That Wyatt Jay Connally be designated as "Mascot" of the Senate of the 60th Legislature and that his photograph be placed on the panel picture with the Members of the 60th Senate; and be it further

Resolved, That copies of this Resolution be presented to him and his parents as a memento of this honor, and that best wishes be extended to him for health, happiness and success throughout his entire life.

The resolution was read and was adopted.

#### Senate Resolution 111

Senator Parkhouse submitted the following resolution:

Whereas, On the twelfth day of February, 1809, Abraham Lincoln was born in a log cabin in the State of Kentucky; and

Whereas, Abraham Lincoln, the sixteenth President of the United States, is one of the most respected statesmen in American history; and

Whereas, The humanitarian philosophy expounded by this humble man should be brought to the attention of the citizens of the State of Texas; and

Whereas, It is the desire of the 60th Legislature of the State of Texas to honor the birth of President Lincoln; now, therefore, be it

Resolved, That the anniversary of the birth of Abraham Lincoln be commemorated by the Senate of the State of Texas; and be it further

Resolved, That when the Senate adjourns today it do so in memory of Abraham Lincoln's birth and that a page in the Senate Journal be set aside for this resolution in his honor.

The resolution was read.

(Senator Aikin in the Chair.)

Question—Shall S. R. No. 111 be adopted?

#### Agriculture and Livestock Committee Granted Permission to Meet While Senate in Session

On motion of Senator Patman and by unanimous consent the Committee on Agriculture and Livestock was granted permission to meet while the Senate was in Session.

#### Senate Resolution 111

The Senate resumed the consideration of S. R. No. 111.

Question—Shall S. R. No. 111 be adopted?

#### Presentation of Guest

Senator Creighton by unanimous consent presented as a guest of the Senate today Judge Merrill Connally, the brother of Senator Connally and the Honorable John Connally, Governor of Texas.

#### Memorial Resolution

S. R. No. 102—By Senator Brooks: Memorial resolution for Judge Calder C. Ewing of La Porte.

#### Welcome and Congratulatory Resolutions

S. R. No. 110—By Senator Bernal: Commending Brigadier General Charles H. Roadman for his services to his country and the State of Texas.

S. R. No. 112—By Senator Hazlewood: Extending welcome to Mr. Thomas Owens Cloudt, formerly of Tulia.

S. R. No. 113—By Senator Creighton: Extending welcome to the Honorable Merrill Connally of Floresville.

S. R. No. 114—By Senator Herring: Extending welcome to sixth

grade class of Travis Heights Elementary School of Austin.

### Adjournment

On motion of Senator Berry the Senate at 11:23 o'clock a.m. adjourned until 10:30 o'clock a.m. on Monday, February 13, 1967.

### APPENDIX

#### Report of Standing Committee

Senator Hardeman submitted the following report:

Austin, Texas,  
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 23, "An Act amending Article 8274, Revised Civil Statutes of Texas, 1925, as amended, to increase the rate of pilotage; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

February 9, 1967

S. B. No. 23

### NINETEENTH DAY

(Monday, February 13, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Harrington
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Strong
Hardeman	Wade

Watson  
Wilson

Word

Absent—Excused

Jordan

Kennard

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 9, 1967 was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Jordan was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Kennard was granted leave of absence for today on account of important business on motion of Senator Hazlewood.

#### Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S. C. R. No. 18, Memorial resolution for Frank M. Wood.

S. C. R. No. 20, Commending Mrs. Peggy Ramsay for her dedicated service to her fellowman.

#### Reports of Standing Committees

Senator Parkhouse submitted the following reports:

Austin, Texas,  
February 13, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 148, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,  
February 13, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water